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### PRICE FIVE CENTS.

## THAW GOES TO MATTEAWAN

## Jury Acquits Him, on the Ground That He Was insane.

NO PLAN YET TO FREE HIM

Counsel Will Wait Bafore Making Any Move for His Release From the Asylum.

Jury Out 26 Hours and Took 14 Ballets Justice Dowling Acts Promptly in Ordering His Commitment-Thaw in Vain Seeks to Have His Counsel Move at Once-Mother Won Over to Littleton's View-Jurymen Ignored Prisoner's Bow, but Each Shakes Hands With Evelyn-Outbreak Because Two Deputies Accompanied Him - Theodore Boosevelt Pell Fined for Contempt.

Harry K. Thaw has been acquitted of the murder of Stanford White on the ground that he was insane on the night he did the shooting. The jury returned its verdict at 12:50 o'clock yesterday afternoon. Four ours later Thaw started on his way to the Asylum for the Criminal Insane at Mateawan, where he arrived at 9:35 last night. He was committed to that institution by Justice Dowling immediately after the verdict was returned. He will stay there entil it has been decided that he is no longe insane and that his freedom will not endanger public safety.

The conclusion of the jury was no great surprise to those who had followed the testimeny adduced at the second trial. Soon after the jury retired on Friday afternoon they stood eight for acquittal on the ground of insanity and four for conviction. After a considerable argument in which there was a discussion of the evidence produced by the defence and careful scrutiny of the exhibits in the case two of the mrors came over to the belief that Thaw was insane when he killed the architect. This was how they stood not long after midnight on Friday and before they decided o quit arguing for the night and take a ittle rest

The jurors went to breakfast at the Hotel the ten who were for insanity won another of the objectors over to their side. The welfth and five minutes before the jurors warched into the court room he too was won over. At the first trial after fortyseven hours of argument the jury disagreed, standing eight for conviction and four for acquittal. The second jury was out about twenty-five hours.

t the verdict there was practically no way of telling at the time it was announced in the court room. He stood up, faced the urors, the ghost of a smile passed over his face and then he turned and spoke to me of his lawyers.

After being taken from the court room owever, he showed that he was violently opposed to going to Matteawan. At first be attempted to argue with his lawyers, rincipally Martin W. Littleton, his chief counsel, but they would listen to no suggestion from him that an effort be made test the validity of Justice Dowling's order. It was said that Mrs. Mary Copley Thaw, his mother, felt at first that there should be some attempt made to obstruct her son's removal to the asylum, but she was convinced by Mr. Littleton that the proper course was to have Thaw placed in the asylum for a time before his family took any steps for his liberation.

BOTH LAWYERS SATISFIED. Both Mr. Littleton and District Attorney Jerome declined to make any statement as to how they felt about the verdict. Of course Mr. Littleton was pleased and satisfled that the course he had pursued in the trial had been vindicated. The friends of Mr. Jerome said that the verdict was really a vindication for him, for at the first trial he had announced in open court that he believed that Thaw was insane at the time of the shooting, before that time and after that time and that if the facts were known Thaw would not then have been on trial. Although Mr. Jerome had seven experts to testify before the lunacy commission that Thaw was incurably insane, the commission decided that he was able to advise

that Mr. Jerome could do but prosecute The jurors were tired and hungry enough at 8 o'clock yesterday morning to announce to the court officers that they wanted breakfast. Carriages were sent to the Criminal Courts Building and they were taken to the Hotel Knickerbocker, where they had been locked up prior to the time the case was submitted finally to them. There are no easy chairs and lounges in the jury room, and when the jurors saw the soft chairs and couches in their old rooms at the Knickerbocker they fell on them and took it easy until breakfast was ready. Juror Holbert felt the need of a chair very much, for when he stepped out of his carriage he slipped on the snow and sprawled on the pavement.

with his counsel, and there was nothing

After the jurors returned there were the that time there were few persons about the court house, principally for the reason that it was Saturday and no courts were in session, and the police showed a strong

MEWET'S OLD PORT WINE FOR INVALIDS, Will strengthen the Wask and Convalencents. M. T. Dewey & Sons Co. 138 Fulton St., New York.

SUIT TO BUST HARRIMAN BEGUN. Government Flies Its Conspiracy Charges

in Circuit Court at Sait Lake. SALT LAKE, Utah, Feb. 1 .- United States District Attorney Hiram E. Booth, acting ander the direction of Attorney-General Bonaparte, filed to-day a bill in equity in the Circuit Court asking for the dissolution by injunction of the Harriman merger. The defendants include the following:

Union Pacific Railroad Company, the Oregon Short Line Railroad Company, the Oregon Railroad and Navigation Company, the San Pedro, Los Angeles and Salt Lake Railroad Company, the Atchison, Topeka and Santa Fé Railroad Company, the Southern Pacific Railroad Company, the Northern Pacific Railroad Company the Great Northern Railroad Company, Farmers' Loan and Trust Company, E. H. Harriman, Jacob H. Schiff, Otto Kahn, James Stillman, Henry H. Rogers, Henry C. Frick and William A. Clark.

The bill sets forth in detail the various greements by which, according to the Government contention, the defendants have acquired a monopoly of transportation business of the West in violation of the Sherman act. It is charged that this monopoly has existed since 1901.

The text of the agreement between the San Pedro, Los Angeles and Salt Lake Railway (Senator Clark's road) and Harriman is given. It is a blanket agreement preventing competition for ninety-nine years. It is charged also that Harriman's freight officials make rates for the Clark road which was intended as an independent system.

#### TAFT MEN GO TO LAW To Recapture the Party Machinery in

Cuyahoga County From Foraker. CLEVELAND, Feb. 1.-The decision of the Cuyahoga county board of elections by which the control of the Republican machinery in Cuyahoga county is thrown into the hands of Senator Foraker's friends has turned the Taft-Foraker fight back months. The pro-Taft chairman of the Republican State central committee. Walter Brown, to-day summoned the State committee to meet in Columbus on Monday

"to consider the Cuyahoga county situa-This meeting is designed to recognize the so-called Baker-Rodway county committee, in power eighteen months and pro-Taft, which was ousted yesterday by the election board. This will lead to lawsuits and a double primary, which

latter is assured whatever the action. In Cleveland Judge Fred L. Taft, representing the Secretary and the pro-Taft committee, served notice on the county prosecutor that an injunction suit would be asked against the election board conducting the Foraker committee primaries under the call recognized yesterday.

Suits heretofore in the campaign have emanated from the Foraker side. The pro-Taft ousted committee issued to-day a call on all Republicans to join with it in holding private primaries to select Congressman Burton as Congressman and o name two national convention delegates for Taft as well as a State delegation.

Senator Foraker's previous order to his followers to ignore the State primaries apparently has been rescinded. In the Sixth district one county delegation has been instructed to vote for Forsker national delegates and in Knox county to-day inickerbocker yesterday morning, and it at the last minute a list of Foraker candiwasn't long after they returned before | dates for State convention delegate seats was filed. In other counties similar action

is expected. who by virtue of his office could oust the election board here and compel a new board to rescind the pro-Foraker decision, has not acted. He is counted a laft man, but he rode from Columbus to Galion last night with Senator Foraker in close conference. To-day he sought advice of Attorney-General Ellis, but made no announcement of his intention

## HERE'S AJAX AGAIN.

#### shows a Weman Across Breadway While Dandling a Loaded Prisoner.

Policeman Selig Whitman, commonly known as Ajax, who stows away his bicycle during the rough weather and surrenders his task of stopping runaways in order to assist women through the traffic on Broadway, bobbed up with a spectacular arrest yesterday afternoon.

Ajax was helping a young woman across Broadway at Leonard street when an Italian passed them who seemed to be in a hurry. The strong man's eye detected a protuberance where the Italian's hip pocket ought to be. Releasing the woman's arm, he seized the bridle of a horse which almost ran them down, and with the other hand made a dive for the bump.

The Italian fought, but Ajax gripped him by the collar, held him with his feet off the ground and led the young woman to the sidewalk. There he found that the bump was a loaded revolver and that every pocket of the prisoner's clothes held cartridges-thirty-three in all.

The Italian was locked up in the Leonard street police station. He said he was Antonio Derago, 24 years old, a railway employee.

#### SUBMARINES DON'T GO OUT. Would Just as Soon Have Calmer Seas for Trip to Annapolis.

The submarines Tarantula, Cuttlefish and Viper, although it is their habit to navigate the depths far from superficial agitation, did not care to venture out into the southeast gale that was wrinkling the surface of the sea yesterday. They were scheduled to start in the morning, accompanied by the gunboat Hist, for Annapolis, on the longest ocean trip ever attempted by craft of their class. The distance, including more than 100 miles of the comparatively quiescent waters of Chesapeake Bay, is 420 nautical miles. Lieut. C. E. Courtney, in charge of the Hist, commands the expedition. The twelve men on each of the little ships are mostly machinists and electricians. Lieut. J. F. Daniels commands the Tarantula, Lieut. D. C. Bingham the Viper and Lieut. E. J. Marquart the Cuttlefish. The submarines are not intended to be storm deflers and that is why Lieut. Courtney decided to hold them in port until the weather was favorable to test their long distance capacity. They may not start for Annapolis until

Carson, Nev., Feb. 1.-At the afternoon session of the Legislature the resolution asking the President to retain the troops in Goldfield until May I was amended to read April 1 and passed both houses.

THEY WILL BE SIMULTANEOUS. ESPECIALLY OF "STRINGS."

If One Man Controls Several Banks He Will Have No Chance to Pass the Assets Around-State and National Banks Are to Report on the Same Days Also.

Before the return of Clark Williams, State Superintendent of Banks, to Albany yesterday it became known that a very important reform had been effected in the examination of and the reports from State and national banks and trust companies. The essence of the reforms is the establishment of closer relations between the State and national banking authorities than have ever before existed. Hereafter, according to the plan worked out between William B. Ridgely, Comptroller of the Currency, and Mr. Williams, these officers will advise each other before selecting the date on which State and national banks make their official reports, and whenever it is considered advisable, State and national banking examiners will cooperate in examining a certain number of institutions under their respective control on the same day, at the same hour and minute.

The reform is designed to do away with the business of endless chain banking. In the chain of banks of the Thomas-Heinze-Morse group, for instance, there were State institutions, and national institutions. The State institutions made reports as of one day and the national institutions as of another. The State banks were examined one day and the national banks another. There was nothing in the system to prevent the transfer of loans, securities and cash from a State to a national bank

or vice versa between examinations. The first step in regard to bringing about simultaneous reports was taken by Charles H. Keep after he left the Washington Department to become State Superintendent Banks. Mr. Keep and Comptroller Ridgely consulted with one another in regard to the date for the bank reports last August and chose the same day, August 22. This was the first time in the banking history of New York that such a plan had been put in operation. Subsequently, during the panic, Mr. Ridgely asked Mr. Williams if he would be satisfied with December 3 as the date for a national bank call. Mr. Williams concurred but did not select the same date, for the reason, perhaps, that it would have called additional public attention to a banking situation that was then rather delicate. Mr. Williams said before leaving for Albany that coincidental reports of condition would be made at many times in the future though there

might be exceptions. The matter of coincidental examinations is considered of greater importance. Wherever in the entire State several hanks are controlled by the same interests State and national banking examiners will take charge of the entire chain for examination purposes on the same instant. If a bank in one city and a bank or trust company in another, for instance, are controlled by the same interests these institutions, however far apart, will occasionally undergo imultaneous examination.

The State Banking Department sent out from its local office yesterday the forms are to make weekly reports of condition to the department. The forms are identical with thos used by the Clearing House. Every bank and trust company in the State will make such a report, but only in New York city will the reports be published. The first statement, which will be identical in form with the Clearing House weekly statement, will be given out at 11 o'clock next Saturday. With this statement, the statement of the associated banks and the non-member bank statement, all but two or three of the bank and trust companies in the city will show weekly authoritative statements of condition. The only exception among the banks will be small national banks not connected with the

#### HUDSON TUNNELS OPEN FEB. 25. Event to Be Celebrated and Governors and Mayors Invited

It is expected that the plans for the opening to the public of two tubes of the McAdoo tunnel system will be made public this week. The contractors expect to have everything in readiness for business on February 25, and it is hoped to have both Gov. Hughes and Gov. Fort of New Jersey present on that day. Besides the Governors the municipal governments of New York city and of the Jersey cities and towns most immediately interested will be asked to be present.

The two tubes first to be put into opera The two tubes first to be put into opera-tion will be those between the Hoboken terminal and Christopher street, including the extension under Manhattan from the Christopher street terminal, to Nineteenth street and Sixth avenue. The rest of the system, including the tubes into the big terminal at Church and Cortlandt streets and the Jersey subway connecting Ho-boken and Jersey City, will not be ready for some months.

for some months.

The operation of the tubes will be in the hands of the Hudson and Manhattan Railroad Company, which has agreements with the Delaware, Lackawanna and Western, the Erie and the Pennsylvania railroads. The Lackawanna will be the only road to have immediate advantage of the opening of the tubes this month, the other two railroads having to wait for the completion of the other tunnels. It was said yesterday by men connected with the Hudson and Manhattan Railroad Company that any taking over by the Pennsylvania Railroad of the lower tunnels is a matter of the future and had not yet been considered seriously.

### NO CONFERENCE WITH MINERS. Operators Leave Indianapolis, Having

INDIANAPOLIS, Feb. 1.—The coal operators of the country left here to-day after the failure of the attempt to renew interstate conferences with the miners, but it was decided that the same joint committee of miners and operators should meet here February 27 for the purpose of renewing

negotiations.

When this agreement was presented to the miners' convention there was much opposition, but it was finally concurred in.

If a wage agreement is made the miners will have to hold a convention to ratify it, will have to hold a convention to ratify it, thus entailing an expense of about \$75,000. Because the present convention was not welcomed to this city by the Governor of the State or the Mayor, the miners decided to-day to hold the 1909 convention in St. Louis. They declared that the city had treated them discourteously It was plain that the people here do not take any interest in their meetings.

BANKEXAMINATIONS, NEW WAY Toole to Quit the Place He Has Held Since 1896 Because of Poor Health.

HELENA, Mon., Feb. 1.-Gov. Joseph K. Toole resigned to-day, the resignation to take effect April 1. His term does not ex-

pire until March 4, 1909. Joseph K. Toole was elected Governor of Montana in 1898 and was reelected in 1900

and 1904. He is a Democrat) In explanation of his action, which created a decided sensation throughout the State, Gov. Toole refers to his long public service, both in Helena and Washington, and then mentions a clause of the Constitution which provides that an elective official shall not absent himself from the State for more than sixty days. He says he feels that his ailment is of such a nature that a permanent restoration annot be effected within that time and adds that after proper rest it is his purpose to return to Helena and resume the practice of the law.

Gov. Toole will leave Helena in about two weeks and spend several months in southern California, Lieut.-Gov. Edwin Norris, who will succeed Toole on April 1, is also a lawyer. He is a resident of Dillon Norris will serve nine months of Toole's term, a new Executive being elected this

JAPAN STOPS EMIGRATION

#### And Leaves Nothing to Be Negotiated With Us-Seeks New Fields.

Special Cable Despatch to THE SUN. TORIO, Feb. 1 .- Although the negotiations between the United States and Japan are incomplete it is stated authoritatively that the measures which have been taken by the Japanese Government have proved so effective that the emigration of laborers toward the United States has completely ceased. Consequently the fundamental cause for the negotiations between the two

Governments has practically disappeared. At a sectional committee meeting of the House of Representatives Mr. Chinda. Under Secretary for the Foreign Office pointed out that South America was favorable ground for Japanese emigrants. He announced that a legation would be established in Chile to promote better relations in trade and emigration. Government investigations, he declared, showed that Chile and the Argentine Republic were favorable for emigration. Mr. Chinda added:

"Wherever our emigrants are welcome the Government will not prevent them from going."

#### FIREMEN LOSE THEIR SNAPS. Easy Clerical Jobs Will Go to Clerks From

the Civil Service Lists. Chief Croker's order depriving from seventy to one hundred firemen of easy details and putting them once more in the active fire fighting service

went into effect yesterday. The work they have been doing will hereafter be performed by appointees from the civil service list. The order means retrenchment on ex-

enses, as the clerks will be expected to do twice as effective work as the detailed firemen have done, while their salaries will range from \$900, to \$1,200, as against the \$1,000 to \$1,400 which the firemen got. At the same time this addition to the active force, together with the forty-one men appointed to the eligible list last month, will bring the number of fire fighters up ery nearly to its full complement

The action was taken by the department vesterday, not as a sop to the investigating Cerberi, but simply because a provision in the fire laws allowing men physically incapacitated for active duty to do the light work of the department had been taken advantage of. Some firemen have een enjoying their snaps since 1891, the roportion of detailed firemen being especially large in the Bureau of Combustibles, in the Chief's and Commissioners' offices. and in the training stable and hospital.

#### OLD RATE IN NORTH CAROLINA. Legislature Adjourns, However, With Parting Shot at Railroads.

RALEIGH, N. C., Feb. 1.-The work of the extraordinary session of the North Carolina Legislature ended this afternoon, when both houses adjourned sine die. The Senate adopted to-day the railway rate bill passed last night by the House.

It is the Senate flat 21/2 cent passenger rate bill, with the provision delegating all rate matters after January 10, 1909, to the State Corporation Commission stricken out and in lieu thereof a section added stipulating that the Corporation Commission shall not have any such authority.

The bill of Senator Hall to appoint ommission to probe further into the affairs of the railroads and go back beyond two years in doing so was killed. A resolution was adopted formally recognizing the petitions to the Legislature from the railway employees' organizations and expressing the hope that now the old rate has been restored the companies will not find it necessary to reduce wages.

The last of the railroad measures to go through was that amending and strengthening the present law against mergers and nbinations between competing lines. Gov. Glenn sent in a highly congratulatory message, which was read just before the Legislature adjourned.

## TYPOTHETÆ LOSES SUIT.

#### S. Court Decides That Agreement With Pressmen Wasn't Binding.

CINCINNATI. Feb. 1.-Efforts of the United Typothetæ to force the International Printing Pressmen's and Assistants' Union of North America to live up to an agreement whereby the eight hour work day would not be established before January 1, 1909, met with defeat in United States Judge Thompson's court to-day.

The Judge handed down a decision in which he holds that the union committee did not have the power to bind the union by the agreement with the committee from the Typothetæ.

The Typothetæ got a temporary injunc tion some time ago to prevent the officers of the pressmen's union from calling a strike. Officers of the union admitted that the agreement had been signed by some of them, but said that the members of the union had not ratified it. Judge Thompson held that the agreement

for a nine hour day does not bind the rank and file to work nine hours but only to work nine hours if they work at all.

## MONTANA'S GOVERNOR RESIGNS. 18 SAVED FROM WRECKED SHIP

WOMEN AND CHILDREN AMONG THOSE RESCUED IN STORM.

Life Savers. Unable to Reach the Stranded and Broken Puritan Off the Long Island Coast, Bring All Ashere on the Breeches Buoy-Tug's Narrow Escape.

PATCHOGUE, L. I., Feb. 1.-The four nasted steel bark Puritan, bound from New York for Boston in tow of the ocean tug Teaser, anchored last night off the outer bar, about a mile west of the Bellport life saving station, in an easterly gale. Before dawn the gale shifted to southeast, making a lee shore for the big bark and her tow. She was flying light, having only a small cargo of oil as ballast, and the ballast had a lot of free board to work on

She had both bowers out, but could not withstand the scee piled up by the fierce southeaster. The Teaser made a gallant effort to drag her off shore, but the hawser snapped under the strain and the bark drifted broadside on toward the beach. It was all the Teaser could do after that to save herself, plunging bow under frequently as she struggled and snorted seaward

through the crests. The bark pounded over the outer bar, the seas making a clear breach over her and forcing all hands into the rigging. Capt. F. W. Chapman and his mate had their wives and two children with them. The women and children were the first assisted out of the reach of the breakers that spurted over the decks. They were lashed to the shrouds and ratlines, well aloft. The men held on by their hands alone while the ship rocked under the vicious assaults of the seas.

The wreck lay almost opposite the summer cottage of E. Sherman Robinson of East Patchogue The Bellport station burriedly notified the Blue Point and Smith's Point stations by telephone and hastened along the beach.

The Bellport crew under Keeper Kremer got a tine to the vessel and began rigging the breeches buoy. They were soon joined by the men from Blue Point, struggling through the sand for five miles from the westward, and the Smith's Point crew from four miles east. Keeper Frank Rorke headed the Blue Point contingent and

Keeper Penney the men from Smith's Point. With a good deal of difficulty the breeches buoy was set going. The two children, thoroughly drenched on the way by their journey through the thunderous surf, were the first to be brought ashore. The two women came next, then the crew of fourteen came, one by one. The skipper was the last to leave the ship.

The Robinson cottage perched on the sand dunes near by was boarded up for the winter. The air was moderately warm and rather than break into the cottage the water soaked women, children and crew were marched a short mile east to the Bellport station

The tug Teaser is at anchor beyond the outer bar. The Merritt-Chapman Wreckng Company expects to send a tug to help pull the Puritan off, if that is possible. She is apparently not much damaged.

The revenue cutter Mohawk is expected o reach the wreck to-morrow morning The wireless station at Fire Island located neads, so it was said at fire headquarters | the revenue cutter at the Delaware Break-

#### OAKLEIGH THORNE'S SPOONS Taken to Pawnship by Servant Who Had an Engagement

Detective Leo Boyle of the East Thirtyfifth street police station yesterday as-rested a well appearing young Swede who was trying to pawn three gold spoons in a pawnshop at 493 Third avenue. He wanted \$15 on them. The young man couldn't explain satisfactorily his possession of the spoons and was locked up.

At the station house he said he was Gustav Lannett Danielson, 19 years old, and that he was a servant in the home of Oakleigh Thorne, president of the Trust Com pany of America, who lives at 299 Madison avenue. Danielson explained that he had promised to take his girl to a ball at Terrace Garden last night and that he had been unable to raise the money, so he had borrowed the spoons with the intention of redeeming and replacing them.

Mrs. Oakleigh Thorne identified the spoons as belonging to a prized set of twelve which were given to her some time ago.

# PROHIBITION CONVENTION CALL.

CHICAGO, Feb. 1.-The official call for the national Prohibition party convention to be held at Columbus on July 15 was issued to-day. It is signed by Charles B. Jones, chairman, and W. C. Calderwood, secretary of the national committee. The apportionment of delegates is based upon the vote for Dr. Silas C. Swallow for President in 1904. There will be a total of 1,512

delegates in the assemblage Illinois heads the list with 178 delegates. Pennsylvania is a close second with an allotment of 173 delegates. The call says that the outlook for the abolition of the drink traffic throughout the nation by a prohibitory law is au-spicious. Confidence in ultimate success

spicious. Confidence in ultimate success is set forth in this language:

"We express the profound conviction that if every American voter who believes that the liquor traffic should be outlawed will contribute the force and power of his position and influence on the side of righteous government, we feel assured that this campaign will sound the death knell of this destructive traffic."

It is stipulated that in every State where the party has an organized State committee the delegates must be chosen by such Congressional or State conventions as the State central organization may call for that

gressional or State conventions as the State central organization may call for that purpose, or by the State committee in such manner as it may determine.

HURON, S. D., Feb. 1.-The Republican State committee has named Huron as the place and April 7 as the date for holding the convention to select delegates to the national convention and Mitchell as the place and July 14 the date for the State convention to ratify nominations by the primaries and prepare a platform. Reso-lutions indorsing Taft for President and Crawford for United States Senator were

Leads all in "Reputation and Purity." Known and drunk by all nations throughout the world. B. S. lobinson. Manager, New York Depot and Office, 1140 Broadway.—Adv.

### FLEET AT PUNTA ARENAS. anchored in the Harbor There for a Stay

of Five Days. Special Cable Despatch to THE SUN.
PUNTA ARENAS, Feb. 1.—The American battle fleet anchored in the barbor here early this afternoon after an uneventful trip from Possession Bay, where the battle-ships lay at anchor last night.

Salutes were exchanged with the Chilean cruiser Chicabuco, which has lon board many Chilean officials and John Hicks, United States Minister to Chile.

The American fleet wil remain here five

#### HELP REBUILD SAN FRANCISCO. Stanford University May Have \$1,000,000 Available for Los

STANFORD UNIVERSITY, Cal., Feb. 1 .- As Stanford University has an endowment in the way of securities and property amount ing to between \$35,000,000 and \$40,000,000 and the interest derived from these securities is more than enough to meet expenses, the trustees, who have already made a loan of \$400,000 on first class mortgage securities in San Francisco, have decided that as the surplus increases it will be loaned as a means of helping the rebuilding of the city. It is thought that within the next eight

or ten months the trustees may have available about \$1,000,000 for loans of this char-

#### LIFE TERM FOR TRAIN ROBBER. One of Three Young Men Who Held Up

Northern Pacific Limited Convicted. BUTTE, Mont., Feb. 1 .- James C. Towers tried at Boulder, Mont., on the charge of murder and train robbery, was found guilty to-night and sentenced to life imprison

Towers and two other young men attempted to rob the North Coast Limited train on the Northern Pacific, near Butte. on May 7, 1907. The robbers got on the train at Butte and when about ten miles east climbed over the tender into the engine cab. They got excited and began shooting, killing Engineer Frank W. Clow and wounding Fireman Thomas Sullivan.

The train was stopped and the robbers made their escape. They were not captured until a few months ago. Harry C. Gruber and George C. Hastings are yet to be tried

#### CITY WORK FOR UNEMPLOYED. Pittsburg to Bond Itself for \$200,000 to Give Wages to the Idle.

PITTSBURG, Feb. 1 .- A special bond issue of \$200,000 by the city of Pittsburg to give employment to its thousands of idle workmen on the streets and in the parks was decided on to-day and a special meeting of Councils to pass the bond ordinance has been called for next Tuesday afternoon.

A similar relief measure was taken in 1893, thousands of former business men working on the streets and in the rarks at \$1 a day. In view of the much higher rates of food now it has been decided to pay the unemployed \$1.75 a day. Another issue of \$200,000 will follow the first if it is needed.

## NON-UNION SHOPS DYNAMITED. Tiffany Car Works in Chicago Partly De-

stroyed by an Explosion. CHICAGO, Feb. 1.-The Tiffany car shops at Fifty-third street and St. Louis avenue were partially destroyed to-day by the explosion of a dynamite bomb under the foundations of the southwest section of the build-

Joseph Moore, a watchman, was buried beneath the debris. He was cut severely and bruised by the bricks. Despite his injuries he crawled out of the wreckage in time to see two men running toward the

railroad tracks close at hand. He shot at them, but didn't hit either of them.

The entire southeast quarter of the building was wrecked. All parts of it are damaged. The loss is estimated at \$20,000. Non-union labor was engaged on the building against the protest of the local labor

## organization. MISSISSIPPI IN COMMISSION.

Pennant at League Island. class battleship Mississippi was put into commission this morning at the League Island Navy Yard with her equipment crew of 400 men lined up on the quarterdeck, her marines in dress uniform massed near the

stern and her officers grouped at one side. The new fighting machine was formally turned over to her executive officer. Commander Kittelle, by Admiral Pendleton, commandant of the yard. Then the band burst forth with "The Star Spangled Banner," and the pennant of Capt. Fremont, her new commander, who is in Europe, was hauled to the masthead. An informal reception closed the ceremonies. When fully manned the Mississippi will carry 750 officers and

## THE EARTH OPENED UP. A Fissure in the Ground That Is Puzzling

Winchester, Mass. Boston, Feb. 1.-A fissure in the earth a quarter of a mile long and several feet deep has mystified the people of Winchester. Two explanations have been offered. One is that it is the result of a slight earthquake shock early Friday morning, and the other that the frozen ground shifted along a stretch of bog land. The opening in the earth appeared after two blasts that sounded like the crackling of

two blasts that sounded like the cracking of ice. The fissure was less than an inch in width at the northerly end, but at the southerly end was nearly two inches wide and opened down into the earth several

## WHOLE CREW PERISHED.

MEXICO CITY, Feb. 1.-A despatch from Tampico says that the Northern Eagle, an American fishing schooner with crew of ten men, which left Key West twenty-six days ago for Tampico, was lost in the re-cent storm which swept over the Gulf of Mexico.

All of the crew perished.

Russia to Build a War Airship St. Petersburg, Feb. 1 .- A committee of Government engineers has completed plans for a dirigible airship modelled after the French La Patrie and capable of carrying five persons. The construction of this airship has already commenced and

it is expected that it will be completed by

## PORTUGAL'S KING AND HEIR SLAIN

Shot by Men With Carbines in the Streets of Lisbon.

## QUEEN AND OTHER SON SAFE

### Manuel Succeeds His Father on the Throne Through Tragedy.

Father and Son, Taken to Marine Hospital Expire in a Brief Time-Police Shoot Three of the Regicides on the Spot -New King Wounded Too, but Guly Slightly—Queen Heroically Tried to Shield Husband and Children-Wide spread Conspiracy Had Been Dis covered in Lisbon-Repressive Messares of Dictator Franco, Which the King Approved, Aroused Intense Popular Exeitement in a People Ordinarily Indifferent to Politics-Many Leave the Country.

Special Cable Despatches to THE SUR. LISBON, Feb. 1.-King Carlos and the Crown Prince Luiz Philippe were assassinated here at & o'clock this afternoon.

The King with the other members of the royal family had just arrived from Villaviciosa, where they had attended the air in accordance with annual custom.

Just at the moment when the open cariage with the royal party left the Praça do Commercio for Arsenal street a group of men armed with carbines rushed forward and fired on King Carlos and the Crown

erself across the bodies of her husband and son to shield them, but her action was too late. The royal victims were hurried to the

Marine Hospital, where they both died

The Queen arose from her seat and flung

soon after their arrival. The police excert fired into the crowd of assailants and several regicides were hit. Five were killed on the spot. It is said that the police also captured three of the assassins. One of the prisoners is said to be a Spanish anarchist named Cordova. The

bodies were taken to the Hotel de Ville The Queen and the Infante Manuel were also in the carriage. The Queen arose and endeavored to cover the King and her

The King and Crown Prince received

The Infante Manuel escaped with slight

The Queen was not harmed by the assas-The men, who lurked in small grays near the scene of the attack, awaiting the royal carriage, concerled their weapor,

which were cut off short under their costs. Both the King and the Prives were hit with bullets at the first discharge it-in supposed that men were told off, bet hand to sim at each. The King made no motion when hit, but the Prince arose and then slipped back into his seat:

After the tragedy there was a reign of

terror in the streets of Lisbon. Thou-

sands flocked to the palace and other crowds gathered as near the scene of the assassination as the police and troops, who speedily took possession of the streets in thou-The remains of the dead King and Prince were speedily conveyed to the Palacio Real, and the Queen and the new King

task of breaking the news of her son's and grandson's death to the Queen Dowager, A decree was gazetted to-day giving the Cabinet unlimited power to represe revolutionary agitation in Portugal. This decree is framed on the lines of the bill

were driven thither. They had the sad

recently introduced in the Spanish Cortes. but it is more sweeping and arbitrary. It empowers the Cabinet to expel from the kingdom or to exile to the colonies members of all associations that are considered inimical to the State or that are conducting a campaign against public security. Parliamentary immunity is suspended. All persons sentenced for political agitation are compared with criminals and they are deprived of civil rights, titles, decorations, &c. The decree is retroactive

to January 21. The decree provides that suspects shall be tried within two days of their arrest No appeal from the first sentence passed will be entertained.

Many Republicans and even Monarchists are fleeing the country to avoid the possibility of arrest. King Carlos had supported Premier Franco resolutely, and many people believed that the King and his Premier would stand or fall together.

The masses of the people in Portugal are ordinarily indifferent to political turmoil, but the growing severity of the meas-